

CLASSIFICATION OFFICE DECISION

Title of publication: TeensSelfShot13.jpg

Other known title(s): Not stated

OFLC ref: 1100091.016

Medium: Computer Image File Printout

Publisher: Not stated

Country of origin: Not stated

Language: Not applicable

Applicant: Commissioner of Police

Classification:	Objectionable.
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Descriptive note: None

Display conditions: None

Date of entry in Register: 30 March 2011

Date of direction to issue a label: No direction to issue a label has been issued

Summary of reasons for decision:

The computer image file printout is objectionable because it exploits the nudity of a young person to a high degree.

The image is of a pubescent girl posing topless in skimpy underpants, in the doorway of a bedroom. Because the pose is contrived to display the girl's partially naked, youthful body, the image is reasonably capable of being regarded as sexual in nature. Its likely source as an internet image increases the probability that the girl's nudity has been exploited with sexual intent. No alternative context that would allow a non-sexual reading is apparent.

The classification interferes with the freedom of expression as set out in s14 of the New Zealand Bill of Rights Act 1990. However, the decision is reasonable, justified and in accordance with the law. It is consistent with Parliament's intention in the Films, Videos, and Publications Classification Act 1993 that publications which exploit the nudity of young persons to a high degree will be banned.